
Health Services and Development Agency Communique

**A MONTHLY PUBLICATION OF THE
HEALTH SERVICES AND DEVELOPMENT AGENCY**

Andrew Jackson State Office Building

500 Deaderick Street, Suite 850

Nashville, TN 37243

615.741.2364

**NOVEMBER
2011**

**For Meeting verification/change or agenda information, please call
the Agency Office or check our website at www.tn.gov/hsda**

HEALTH SERVICES & DEVELOPMENT AGENCY

**Chair..... Carl Koella, III
Vice-Chair D. Lynn Johnson
Executive Director Melanie Hill
General Counsel James B. Christoffersen**

**Department of Health, Division of Health Statistics,
Office of Policy, Planning and Assessment**

615.741.1954

**Department of Mental Health,
Office of Policy Planning**

615.532.6500

Office Hours are 8:00 a.m. to 4:30 p.m., Central Time, Monday through Friday

ALL RECORDS ARE PUBLIC INFORMATION

CALENDAR

The Health Services and Development Agency will be closed in 2011 on the following days:

Monday, January 3 – New Year's Day Observed
 Monday, January 17 – Martin Luther King Day
 Monday, February 21 – President's Day
 Friday, April 22 – Good Friday
 Monday, May 30 – Memorial Day
 Monday, July 4 – Independence Day
 Monday, September 5 – Labor Day

* Monday, October 10 – Columbus Day “*substituted for the day after Thanksgiving at the Governor's discretion.*”
 Friday, November 11 – Veteran's Day
 Thursday, November 24 – Thanksgiving Day
 * Friday, November 25 – *substituted for Columbus Day*
 Friday, December 23 & Monday, December 26 – Christmas Day Observed
 Friday, December 30 & Monday, January 2 – New Year's Day observed

| 2011 REVIEW CYCLE | | | | |
|--------------------------|---|---------------------------------|---------------------------|-------------------------------|
| 2011 Cycle | Publication Dates-Letter of Intent | Application | HSDA Meeting Dates | * End of Appeal Period |
| August 2011 | 07/01/11-07/10/11 | “ | 10/26/11 | 11/10/11 |
| September 2011 | 08/01/11-08/10/11 | “ | 11/16/11 | 12/01/11 |
| October 2011 | 09/01/11-09/10/11 | “ | 12/14/11 | 1/5/12 |
| November 2011 | 10/01/11-10/10/11 | “ | 01/25/12 | 02/9/12 |
| December 2011 | 11/01/11-11/10/11 | “ | 02/22/12 | 03/8/12 |
| 2012 REVIEW CYCLE | | | | |
| 2012 Cycle | Publication Dates-Letter of Intent | Application | HSDA Meeting Dates | * End of Appeal Period |
| January 2012 | 12/01/11-12/10/11 | 5 days after Publication | 03/28/12 | 04/12/12 |
| February 2012 | 01/01/12-01/10/12 | “ | 04/25/12 | 05/10/12 |
| March 2012 | 02/01/12-02/10/12 | “ | 05/23/12 | 06/07/12 |
| April 2012 | 03/01/12-03/10/12 | “ | 06/27/12 | 07/12/12 |
| May 2012 | 04/01/12-04/10/12 | “ | 07/25/12 | 08/09/12 |
| June 2012 | 05/01/12-05/10/12 | “ | 08/22/12 | 09/06/12 |
| July 2012 | 06/01/12-06/10/12 | “ | 09/26/12 | 10/11/12 |
| August 2012 | 07/01/12-07/10/12 | “ | 10/24/12 | 11/08/12 |
| September 2012 | 08/01/12-08/10/12 | “ | 11/14/12 | 11/29/12 |
| October 2012 | 09/01/12-09/10/12 | “ | 12/12/12 | 1/03/13 |
| November 2012 | 10/01/12-10/10/12 | “ | 01/23/13 | 02/07/13 |
| December 2012 | 11/01/12-11/10/12 | “ | 02/27/13 | 03/13/13 |

In the event that the last appropriate filing date falls on a Saturday, Sunday, or legal holiday, such filing should occur on the preceding business day.

* Appeal deadline is 15 days after meeting date

STATE OF TENNESSEE POLICY OF NON-DISCRIMINATION

PURSUANT TO THE STATE OF TENNESSEE'S POLICY OF NON-DISCRIMINATION, THE HEALTH SERVICES AND DEVELOPMENT AGENCY DOES NOT DISCRIMINATE ON THE BASIS OF RACE, SEX, RELIGION, COLOR, NATIONAL OR ETHNIC ORIGIN, AGE, DISABILITY OR MILITARY SERVICE IN ITS POLICIES OR IN THE ADMISSION OR ACCESS TO, OR TREATMENT OR EMPLOYMENT IN, ITS PROGRAMS, SERVICES OR ACTIVITIES.

EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY EEO/AA COORDINATOR OR OFFICER, HEALTH SERVICES AND DEVELOPMENT AGENCY, 500 DEADERICK STREET, SUITE 850, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364. ADA INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY'S ADA COORDINATOR: JAMES CHRISTOFFERSEN, HEALTH SERVICES AND DEVELOPMENT AGENCY, 500 DEADERICK STREET, SUITE 850, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364.

HEALTH SERVICES AND DEVELOPMENT AGENCY MEETINGS

**THSDA Meetings are scheduled to be held at
8:30 a.m. CDT/CST
at the following locations:**

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November – December 2011 *

Legislative Plaza
Room 12
Sixth Avenue North & Union Street
Nashville, TN

January – May 2012 *

AT&T Tower
Main Auditorium
333 Commerce Street
Nashville, TN

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*** Meeting locations are subject to change**

**** All meetings of the Health Services and Development Agency are
posted on the Agency's website at www.tn.gov/hsda**

EXECUTIVE DIRECTOR'S ANNOUNCEMENTS:

PLEASE NOTE:

In order that the Agency members may have sufficient time to review the meeting packet, please submit all support, rebuttal and comments for matters on the Agency's agenda no later than noon (Central Time) on the thirteenth day before the meeting at which that matter will be Heard. The parties are encouraged to provide 28 copies. In accordance with T.C.A., Section 68-11-1609(g)(1), any health care institution wishing to oppose a Certificate of Need application must file a written objection with the Agency and serve a copy on the applicant no later than fifteen days before the agency meeting at which time the application is originally scheduled.



RESULTS OF APPLICATIONS HEARD AT THE OCTOBER MEETING

*NHC HealthCare - Sumner, LLC
Nashville Pike near Kennesaw Blvd. on a
yet to be determined street address
Gallatin (Sumner County), TN 37066
CN1108-029
Contact Person: Bruce K. Duncan, Assistant Vice
President
Phone No.: 615-890-2020

**Consent Calendar
APPROVED**

The relocation of two (2) previously approved Certificates of Need granted as CN0702-014AE, a sixty-two (62) bed nursing home and CN0808-057AE, for the addition of thirty (30) Medicare certified nursing home beds. The project site is on eighteen (18) acres located on Nashville Pike and is located approximately 1,500 feet east from the intersection of Nashville Pike and Kennesaw Boulevard on a yet to be determined street and address in Gallatin (Sumner County), TN. The project will be part of a larger continuum of care community which will offer in addition to the ninety-two (92)* bed nursing center, approximately eighty-three (83) assisted living units. No new beds are being requested as part of this relocation proposal so the bed pool will not be impacted.

\$ 17,902,991.00

* These beds will not be subject to the 125 nursing home bed pool for 2011-2012.

Mercy Health System, Inc. dba
Mercy Medical Center, North
7551 Dannahey Way
Powell (Knox County), TN 37849
CN1106-019
Contact Person: Jeffrey D. Potter, Senior Vice President
and Chief Strategy Officer
Phone No.: 865-218-7094

**DEFERRED FROM THE SEPTEMBER
MEETING
APPROVED**

*[Mercy Medical Center, North is now operating as Tennova
Healthcare North Knoxville Medical Center]*

The acquisition of a second linear accelerator to be located and utilized on the Mercy Medical Center, North ("MMCN") campus. No new services will be initiated. As part of this application, the certificate of need to provide radiation therapy services at Mercy Riverside will be relinquished. No inpatient beds are involved in this project.

\$ 4,694,671.00

Ten Broeck Tennessee at Cookeville Regional Medical
Center
1 Medical Center Boulevard, 5th Floor
Cookeville (Putnam County), TN 38501
CN1107-025
Contact Person: Jerry W. Taylor, Esq.
Phone No.: 615-726-1200

APPROVED

The establishment of a thirty-two (32) bed mental health hospital. The facility will be located in leased space on the fifth (5th) floor of Cookeville Regional Medical Center. Services to be provided are inpatient and outpatient mental health services for adults.

\$ 4,896,680.00

StoneCrest Medical Center
200 Stonecrest Boulevard
Smyrna (Rutherford County), TN 37167
CN1107-026
Contact Person: John L. Wellborn, Consultant
Phone No.: 615-665-2022

APPROVED

CONDITION: Limited to Level 2 beds and eight (8) medical/surgical beds to be delicensed at other HCA facilities.

The addition of eight (8) licensed hospital beds through construction of an eight (8)-bed neonatal intensive care nursery ("NICU") and the initiation of Level II-B NICU services at the hospital's campus. This proposed project will add eight (8) licensed NICU beds increasing the hospital's licensed bed complement from 101 to 109. The project does not contain major medical equipment or initiate or discontinue any other health service.

\$ 2,991,463.00

APPLICATIONS TO BE HEARD AT THE OCTOBER MEETING

Memphis Center for Research and Addiction Treatment
1734 Madison Avenue
Memphis (Shelby County), TN 38104
CN1107-027
Contact Person: John L. Wellborn, Consultant
Phone: 615-665-2022

APPROVED

The relocation from the current site at 1270 Madison Avenue, Memphis (Shelby County), TN 38104 to 1734 Madison Avenue, Memphis (Shelby County), TN 38104, a distance of less than a mile. This is a companion CON to CN1109-035 filed in September, 2011, for relocation of the same facility to 1391 Madison Avenue Memphis (Shelby County), TN 38104. Application CN1109-035 was filed as an alternate location in the event CON approval is not granted for this application (CN1107-027). The facility is currently licensed by the Tennessee Department of Mental Health as an Alcohol & Drug Non-Residential Opiate Treatment Facility. It will be used exclusively to provide a comprehensive adult outpatient treatment program for opioid addiction.

\$ 1,228,000.00

GENERAL COUNSEL'S REPORT

Accredo Health Group, Inc. fka Kids & Nurses, Inc.
3445 Poplar Avenue, Suite 16
Memphis (Shelby County), TN 38111
CN9606-040A
Contact Person: John L. Wellborn, Consultant
Phone: 615-665-2022

APPROVED

Remove Condition for pediatric only and add new Condition: Limited to patients who receive prescribed infusion drugs dispensed by the Accredo Pharmacy.

Request for modification of Certificate of Need to remove the pediatric restriction and be allowed to service patients of all ages for those medications dispensed by Accredo as a pharmacy. This project was approved on October 23, 1996 for the establishment of a home care organization for high risk pediatric patients. The service area includes Fayette, Hardeman, Haywood, Lauderdale, Shelby and Tipton Counties. CONDITION: Only pediatric patients eighteen (18) years of age and under could be treated by the home health agency.

RHA/Trenton MR, Inc.
108 Turner Loop Road
Three Way (Madison County), TN 38343
CN0906-031A
Contact Person: William H. West, Esq.
Phone: 615-726-5600

APPROVED

12 month extension to December 1, 2012

Request for a four (4) month extension of the expiration date from December 1, 2011 to April 1, 2012. This project was approved at the October 28, 2009 meeting for the relocation of four (4) ICF/ID beds previously approved by CN0810-098A from 102 Turner Loop Road, Three Way (Madison County), TN 38343 to 108 Turner Loop Road, Three Way (Madison County), TN 38343. Project cost is \$1,128,780.00.

RHA/Trenton MR, Inc.
107 Turner Loop Road
Three Way (Madison County), TN 38343
CN0906-032A
Contact Person: William H. West, Esq.
Phone: 615-726-5600

APPROVED

12 month extension to December 1, 2012

Request for a four (4) month extension of the expiration date from December 1, 2011 to April 1, 2012. The relocation of four (4) ICF/ID beds previously approved by CN0810-097A from 101 Turner Loop Road, Three Way (Madison County), TN 38343 to 107 Turner Loop Road, Three Way (Madison County), TN 38343. Project cost is \$1,139,240.00.

APPLICATIONS TO BE HEARD AT THE NOVEMBER MEETING

East Tennessee Radiation Therapy Services
1415 Old Wesigarber Road, Suite 250
Knoxville (Knox County), TN 37909
CN1108-030
Contact Person: John L. Wellborn, Consultant
Phone: 615-665-2022

DEFERRED TO THE DECEMBER MEETING

The acquisition of major medical equipment (a Linear Accelerator and related components); the initiation of outpatient radiation therapy services; and the establishment of an ambulatory surgical treatment center (ASTC) limited to radiation therapy services. The service will seek licensure by the Tennessee Department of Health as an ambulatory surgical treatment center (ASTC) limited to radiation therapy. The project does not contain any other type of major medical equipment or initiate or discontinue any other type of major medical equipment or health services, and it will not affect any facility's licensed bed complements.
\$ 8,885,379.00

St. Thomas Outpatient Imaging - Baptist
300 20th Avenue North, Suite 202
Nashville (Davidson County), TN 37203
CN1108-031
Contact Person: Dan H. Elrod, Esq.
Phone: 615-244-9270

The establishment of an outpatient diagnostic center (ODC) and the initiation of magnetic resonance imaging (MRI) services. The ODC will occupy approximately 6,563 square feet of space leased from Baptist Hospital, located in the 20th Avenue Medical Office Building, 300 20th Avenue North, Suite 202, Nashville (Davidson County), TN. Upon completion of the project, Baptist Hospital will deactivate an existing MRI, so the project will not result in any new MRI capacity in the market. The imaging modalities in the ODC will be MRI, CT, ultrasound, digital x-ray, radiography and fluorography.
\$ 3,608,100.00

GENERAL COUNSEL'S REPORT

AmeriCare Long Term Specialty Hospital, LLC d/b/a
AmeriCare Health and Rehabilitation Center
Corner of Kirby Pkwy. And Kirby Gate Blvd.
Memphis (Shelby County), TN
CN0908-045AE
Contact Person: Michael D. Brent, Esq.
Phone: 615-244-2582

Request for a six (6) month extension of the expiration date from January 1, 2013 to July 1, 2013 and for approval of a change of ownership of a previously approved but unimplemented project. The ownership would transfer from an AmeriCare affiliated entity to Christian Care Center of Memphis, LLC. This project was approved on November 18, 2009 for the partial relocation and replacement of a nursing home.

APPLICATIONS TO BE HEARD AT THE DECEMBER MEETING

* Riverview Regional Medical Center
159 Hospital Drive
Carthage (Smith County), TN 37030
CN1110-036
Contact Person: Kim H. Looney, Esq.
Phone No.: 615/850-8722

Consent Calendar

The relocation of a twenty-five (25) bed critical access hospital, which includes a ten (10) bed swing unit located at 130 Lebanon Highway, Carthage (Smith County), TN 37030 to the Riverview Regional Medical Center North (RRMCN) campus located at 158 Hospital Drive, Carthage (Smith County), TN 37030. As a result of the relocation, Riverview Regional Medical Center South will be initiating MRI services and a ten (10)-bed geropsychiatric unit at the North campus. The total number of licensed beds will be thirty-five (35). The name of the relocated facility will be Riverview Regional Medical Center. There will be no new services or beds in Smith County as a result of this application. RRMCN will surrender its license, which includes sixty-three (63) acute care beds, and the RRMCS (South campus) will be closed, upon implementation of this project. Obstetrical services will continue to be provided at what is currently the North location by Riverview Regional Medical Center.

\$ 100,000.00

NHC at Indian Path
2300 Pavilion Drive
Kingsport (Sullivan County), TN 37660
CN1106-022
Contact Person: Bruce K. Duncan, Assistant Vice President
Phone No.: 615-890-2020

DEFERRED FROM THE SEPTEMBER MEETING

The establishment of a new thirty (30)* bed nursing home certified for Medicare participation. The project will be located in the existing building at the site of the old Indian Path Pavilion.

\$ 7,060,851.00

* These beds are subject to the 125 Nursing Home Bed Pool for 2010 – 2011.

East Tennessee Radiation Therapy Services
1415 Old Wesigarber Road, Suite 250
Knoxville (Knox County), TN 37909
CN1108-030
Contact Person: John L. Wellborn, Consultant
Phone No.: 615-665-2022

DEFERRED FROM THE NOVEMBER MEETING

The acquisition of major medical equipment (a Linear Accelerator and related components); the initiation of outpatient radiation therapy services; and the establishment of an ambulatory surgical treatment center (ASTC) limited to radiation therapy services. The service will seek licensure by the Tennessee Department of Health as an ambulatory surgical treatment center (ASTC) limited to radiation therapy. The project does not contain any other type of major medical equipment or initiate or discontinue any other type of major medical equipment or health services, and it will not affect any facility's licensed bed complements.

\$ 8,885,379.00

Jackson-Madison County General Hospital d/b/a
Alice and Carl Kirkland Cancer Center
720 West Forest Avenue
Jackson (Madison County), TN 38301
CN1109-033
Contact Person: Victoria S. Lake, Director
Phone: 731-984-2160

Establishing the Alice and Carl Kirkland Cancer Center, a hospital based cancer treatment facility in a 82,900 square feet building located across from the hospital. The facility will be licensed as part of the Jackson-Madison County General Hospital. The project will not involve the purchase of major medical equipment, the initiation of any service requiring a Certificate of Need, or a change in the number or type of licensed beds.

\$ 37,170,952.00

(Continued on next page)

APPLICATIONS TO BE HEARD AT THE DECEMBER MEETING

Memphis Center for Research and Addiction Treatment
1391 Madison Avenue
Memphis (Shelby County), TN 38104
CN1109-035
Contact Person: John L. Wellborn, Consultant
Phone: 615-665-2022

The relocation from its current site at 1270 Madison Avenue to 1391 Madison Avenue, Memphis (Shelby County), TN 38104, a distance less than a quarter of a mile. A CON application was filed for the relocation of the same facility to 1734 Madison Avenue, Memphis (Shelby County), TN 38104. This second application is being filed as an alternate location in the event CON approval is not granted for the first application. The facility is currently licensed by the Tennessee Department of Mental Health as an Alcohol & Drug Non-Residential Opiate Treatment Facility. It will be used exclusively to provide a comprehensive adult outpatient treatment program for opioid addiction.
\$ 1,248,625.00

APPLICATIONS TO BE HEARD AT THE JANUARY MEETING

Delozier Surgery Center, LLC
209 23rd Avenue North
Nashville (Davidson County), TN 37203
CN1108-028
Contact Person: R. Brian White
Phone No.: 615/369-9899

The expansion of the existing ambulatory surgery treatment center (ASTC) for outpatient plastic and reconstructive surgery from one (1) operating room to two (2) operating rooms.
\$ 281,835.00

Saint Thomas Hospital
4220 Harding Road
Nashville (Davidson County), TN 37205
CN1110-037
Contact Person: Barbara Houchin, Executive Director, Planning
Phone No.: 615/284-6869

A three-phase hospital project, including the renovation of 89,134 square feet of hospital space, and the construction of a six (6)-level 135,537 square feet patient tower to be adjoined to the hospital. Services and areas affected included critical care, operating rooms, patient registration, patient admission and testing, surgery waiting, surgery pre/post op, emergency department, chest pain clinic and support space. Major medical equipment for the project consists of one additional GE Discovery CT 750 HD 128-slice CT scanner. There are no additional services, operating rooms or beds requested in the project.
\$ 110,780,000.00

HealthSouth Chattanooga Rehabilitation Hospital
2412 McCallie Avenue
Chattanooga (Hamilton County), TN 37404
CN1110-038
Contact Person: Walter C. Smith, Director, State Regulatory Affairs
Phone No.: 205/967-7116

The renovation of existing space and construction of a partial replacement of the hospital. The project proposes the demolition of an approximately 21,350 square feet structure on the campus, the renovation of approximately 19,797 square feet of existing space and approximately 25,895 square feet of new construction. The project does not involve the addition of beds, the acquisition of major medical equipment or any other services for which a Certificate of Need is required.
\$ 12,528,125.00

Skyline Medical Center (Madison Campus)
500 Hospital Drive
Madison (Davidson County), TN 37115
CN1110-040
Contact Person: John L. Wellborn, Consultant
Phone No.: 615/665-2022

The expansion of its adolescent (ages 13 to 17) inpatient psychiatric bed unit by eleven (11) beds, from ten (10) to twenty-one (21) beds at its Madison campus at 500 Hospital Drive, Madison (Davidson County), TN 37115. This will be done without increasing the facility's licensed beds through reclassification of eleven (11) medical-surgical beds currently included in the Madison facility's licensed bed complement. Skyline Medical Center is licensed for a total of 466 hospital beds, of which 233 are authorized at its Madison campus. The project does not include any major medical equipment, discontinuation of any health service, or a change of the hospital's total licensed bed complement.
\$ 2,412,504.00

(Continued on next page)

APPLICATIONS TO BE HEARD AT THE JANUARY MEETING

Tennessee Oncology, PLLC
2018 Murphy Avenue, Suite 200
Nashville (Davidson County), TN 37203
CN1110-041
Contact Person: William H. West, Esq.
Phone No.: 615/726-5600

The acquisition of a magnetic resonance imaging (MRI) scanner and the initiation of MRI services for, and limited to the patients of Tennessee Oncology, PLLC. No inpatient beds or other health services will be provided by this project
\$ 1,762,835.00

Alexian Village Health and Rehabilitation Center
622 Alexian Way
Signal Mountain (Hamilton County), TN 37377
CN1110-042
Contact Person: Christopher C. Puri, Esq.
Phone No.: 615/252-4643

The replacement of the existing 114-bed nursing home. The proposed new facility will remain on the Alexian Village of Tennessee campus, moving from 671 to 622 Alexian Way, Signal Mountain (Hamilton County), TN 37377. There will be no change in the number of beds at the facility, no new services will be initiated, and no services will be discontinued.
\$ 22,658,154.00

| <u>FACILITY</u> | <u>DOCKET</u> <u>#</u> | <u>DESCRIPTION</u> | <u>Meeting</u> <u>Date</u> |
|--|---|------------------------------|---|
| HealthSouth Rehabilitation Hospital of Williamson County Franklin, Williamson County CN102-059A | 25.00- 111868J | Appeal of Approval of CON | 3/23/2011 |
| Middle Tennessee Rehabilitation Hospital, LLC Franklin, Williamson County CN102-055D | 25.00- 111868J | Appeal of Denial of CON | 3/23/2011 |
| New Life Surgical Center, PLLC Franklin, Williamson County CN1009-043A | 25.00-111517J | Appeal of Approval of CON | 2/23/2011 |
| NOL, LLC dba Premier Radiology Mt. Juliet, Wilson County CN1104-012A | 25.00-113713J | Appeal of Approval of CON | 7/27/2011 |
| Plaza Radiology, LLC d/b/a Cleveland Imaging Cleveland, Bradley County CN1010-047A | 25.00-11270J | Appeal of Approval of CON | 1/26/2011 |

Health Services and Development Agency

Members

Carl Koella
(Consumer, Speaker of the Senate)

Charlotte C. Burns
(Hospital)

Barrett G. Haik, M.D.
(Physician)

D. Lynn Johnson
(Consumer, Speaker of the House)

“Vacant”
(Consumer, Governor)

Gregory Lammert
(Home Care)

William Southwick
(Ambulatory Surgical Treatment Centers)

James L. Wright
(Nursing Home)

Darin J. Gordon
(Director of TennCare)
Keith Gaither, Designee

Julie Mix McPeak
(Commerce & Insurance Commissioner)
Lisa Jordan, Designee

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(Comptroller)
Faye Weaver, Designee